

**REMARKS**

At the outset, the Examiner is thanked for the thorough review and consideration of the pending application. The Office Action dated August 20, 2008 has been received and its contents carefully reviewed.

Claims 1-13 are hereby amended. No new matter has been added. Accordingly, claims 1-13 are currently pending. Reexamination and reconsideration of the pending claims is respectfully requested.

**The Office rejects claims 1, 3-6, 8, 9 and 11-13 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent Application Publication No. 2004/0203909 to Koster *et al.* (hereinafter “Koster”).** Office Action at p. 2, ¶ 2. Applicants respectfully traverse the rejection.

*Koster* discloses a method of accessing location dependent information with a mobile telephone. As illustrated in FIG. 10A of *Koster*, when approaching a specific location, such as a restaurant for instance, a user initiates a generic location dependent request by sending his (the user's) coordinates to a network via a mobile phone. Based on the user's coordinates, the network will search for the nearest location having an information script, and when found, will download the information to the user. *See Koster* at ¶ 106. The user can respond, by making a reservation for instance.

However, the system shown in *Koster* is, by definition, limited to a one-location-at-a-time operation. *Koster* at ¶ 0106. *Koster* fails to disclose that one stored item of information associated with a first location can be delivered by way of a communication object situated at a second location. For instance, in the example of FIG. 10A of *Koster*, the user located in the restaurant cannot have access to or modify the data related to the Locksmith shop. Therefore, if one were to consider the restaurant of *Koster* as a first location mentioned in claim 1 (for purposes of argument), when the user is located in the restaurant, then *Koster* fails to disclose, either expressly or inherently, at least “delivering ... at least one stored item of information associated with said first location [(e.g., the restaurant)], to a user by way of at least one communicating object able to deliver information and situated at a second location belonging to said set of locations” as recited in independent claim 1 and as similarly recited in independent claims 12 and 13.

Accordingly, applicants respectfully submit that independent claims 1, 12, and 13 are patentably distinguishable over *Koster*. It stands to reason that claims 3-6, 8-9, and 11, which depend from claim 1, are also patentably distinguishable for at least the same reasons. Accordingly, Applicants respectfully request the Office to withdraw the 35 U.S.C. § 102(b) rejection of claims 1, 3-6, 8, 9 and 11-13.

**The Office rejects claim 2 under 35 U.S.C. § 103(a) as being unpatentable over *Koster* in view of U.S. Patent Publication No. 2002/0026361 to Blom *et al.* (hereinafter “*Blom*”).** Office Action at p. 7, ¶ 4. Applicants respectfully traverse the rejection.

As discussed above with respect to claim 1, *Koster* fails to disclose, and therefore also fails to teach or suggest, at least “delivering, from said remote service platform, at least one stored item of information associated with said first location, to a user by way of at least one communicating object able to deliver information and situated at a second location belonging to said set of locations” as recited in independent claim 1. *Blom* fails to cure the deficiencies of *Koster* with respect to claim 1. Indeed, *Blom* was only relied on by the Office for a purported teaching of a “communication object able to deliver information [comprising] an information delivery device fixed at a location, said information delivery device affording access to stored information associated with said location.” Office Action at pp. 7-8.

Hence, Applicants respectfully submit that independent claim 1 is patentably distinguishable over *Koster* in view of *Blom*. It stands to reason that claim 2 which depends from independent claim 1, is also patentably distinguishable for at least the same reasons. Therefore, Applicants respectfully request the Office to withdraw the § 35 U.S.C. § 103(a) rejection of claim 2.

**The Office rejects claims 7 and 10 under 35 U.S.C. § 103(a) as being unpatentable over *Koster* in view of U.S. Patent Publication No. 2003/0187949 to Bhatt *et al.* (hereinafter “*Bhatt*”).** Office Action at p. 8, ¶ 5. Applicants respectfully traverse the rejection.

As discussed above with respect to claim 1, *Koster* fails to disclose, and therefore also fails to teach or suggest, at least “delivering, from said remote service platform, at least one stored item of information associated with said first location, to a user by way of at least one communicating object able to deliver information and situated at a second location belonging to

said set of locations” as recited in independent claim 1. *Bhatt* fails to cure the deficiencies of *Koster* with respect to claim 1. Indeed, *Bhatt* was only relied on by the Office for a purported teaching of “a step of authentication of the user is carried out, and access to associated stored information is a function of at least the results of this step of authentication.” Office Action at p. 9.

Hence, Applicants respectfully submit that independent claim 1 is patentably distinguishable over *Koster* in view of *Bhatt*. It stands to reason that claims 7 and 10, which depend from independent claim 1, are also patentably distinguishable for at least the same reasons. Therefore, Applicants respectfully request the Office to withdraw the § 35 U.S.C. § 103(a) rejection of claims 7 and 10.

### **CONCLUSION**

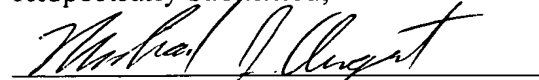
The application is in condition for allowance. Early, favorable action is respectfully solicited.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911.

Dated: November 20, 2008

Respectfully submitted,



**Michael I. Angert**

Registration No.: 46,522

McKENNA LONG & ALDRIDGE LLP

1900 K Street, N.W.

Washington, DC 20006

(202) 496-7500

Attorneys for Applicant